

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

HEATHER SMITH, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

WHALECO INC. d/b/a TEMU,

Defendant.

Case No. 5:23-cv-00559-D

MOTION TO WITHDRAW AS COUNSEL

COMES NOW Robert A. Stines and hereby moves to withdraw his appearance and representation of Defendant Whaleco Inc. d/b/a TEMU in the above-referenced matter, as he will be leaving the firm of Smith Gambrell & Russell LLP.

Defendant will continue to be represented by John A. Burkhardt of Schaffer Herring Law Firm and John W. McGuinness and Paul Heeringa of Manatt, Phelps & Phillips LLP.

Accordingly, the undersigned counsel for Defendant requests that this Motion be granted and that he be permitted to withdraw his appearance for and representation of Defendant. A proposed Order is filed herewith for the Court's convenience.

Respectfully submitted, this 25th day of March, 2024.

SMITH GAMBRELL & RUSSELL, LLP

/s/ Robert A. Stines

Robert A. Stines (admitted *pro hac vice*)

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Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

VALERIE EAKINS, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

WHALECO INC. d/b/a TEMU,

Defendant.

Case No. 5:23-cv-00560-J

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day, March 25, 2024, a true and correct copy of the foregoing MOTION TO WITHDRAW AS COUNSEL was electronically filed with the Court's CM/ECF system which will send a notice to all counsel of record.

/s/ Robert A. Stines

Robert A. Stines

Florida Bar No. 78447

Attorney for Whaleco Inc. d/b/a TEMU